



General Assembly

January Session, 2003

Raised Bill No. 5158

LCO No. 966

Referred to Committee on Government Administration and Elections

Introduced by:
(GAE)

AN ACT CONCERNING THE TRANSMISSION OF ELECTION DAY RESULTS.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Section 9-314 of the general statutes is repealed and the
2 following is substituted in lieu thereof (*Effective from passage*):

3 (a) [The] As used in this subsection, "moderator" means the
4 moderator of each state election in each town not divided into voting
5 districts [,] and the head moderator in each town divided into voting
6 districts. The moderator shall make out a duplicate list of the votes
7 given in [his] the moderator's town for each of the following officers:
8 Presidential electors, Governor, Lieutenant Governor, Secretary of the
9 State, Treasurer, Comptroller, Attorney General, United States senator,
10 representative in Congress, state senator, judge of probate, state
11 representative and registrars of voters when said officers are to be
12 chosen. [Included in said list shall be] Said list shall include a
13 statement of the total number of names on the official check list of such
14 town and the total number checked as having voted. The moderator
15 [or head moderator, as the case may be,] may transmit such list to the

16 Secretary of the State by facsimile machine [, provided] or other
 17 electronic means prescribed by the Secretary of the State, not later than
 18 midnight on election day. If the moderator transmits such list by such
 19 electronic means, the moderator shall also seal and deliver one of such
 20 lists to the Secretary of the State not later than the third day after the
 21 election. If the moderator does not transmit such list by such electronic
 22 means, the moderator shall [also] seal and deliver one of such lists by
 23 hand [in accordance with the provisions of this section. One of such
 24 lists he shall seal and deliver by hand] either (1) to the Secretary of the
 25 State not later than six o'clock p.m. of the day after the election, or (2)
 26 to the state police not later than four o'clock p.m. of the day after the
 27 election, in which case the state police shall deliver it by hand to the
 28 Secretary of the State not later than six o'clock p.m. of the day after the
 29 election. Any such moderator [or head moderator, as the case may be,]
 30 who fails to so deliver such list to either the Secretary of the State or
 31 the state police by the time required shall pay a late filing fee of fifty
 32 dollars. [The other of such lists he shall deliver] The moderator shall
 33 also deliver one of such lists to the clerk of such town on or before the
 34 day after such election. The Secretary of the State shall enter the
 35 returns in tabular form in books kept by [him] the secretary for that
 36 purpose and present a printed report of the same, with the name of,
 37 and the total number of votes received by, each of the candidates for
 38 said offices, to the General Assembly at its next session.

39 (b) [The] As used in this subsection, "moderator" means the
 40 moderator of each municipal election in each town not divided into
 41 voting districts, and the head moderator in each town divided into
 42 voting districts. The moderator shall forthwith transmit to the
 43 Secretary of the State the results of the vote for each office contested at
 44 such election by facsimile machine or other electronic means
 45 prescribed by the Secretary of the State, not later than midnight on
 46 election day. If the moderator transmits such list by such electronic
 47 means, the moderator shall also seal and deliver one of such lists to the
 48 Secretary of the State not later than the third day after the election. If
 49 the moderator does not transmit such list by such electronic means, the

50 moderator shall seal and deliver one of such lists by hand either (1) to
 51 the Secretary of the State not later than six o'clock p.m. of the day after
 52 the election, or (2) to the state police not later than four o'clock p.m. of
 53 the day after the election, in which case the state police shall deliver it
 54 by hand to the Secretary of the State not later than six o'clock p.m. of
 55 the day after the election. Any such moderator who fails to so deliver
 56 such list to either the Secretary of the State or the state police by the
 57 time required shall pay a late filing fee of fifty dollars. Such moderator
 58 [or head moderator] shall include in such return a statement of the
 59 total number of names on the official check list of such town and the
 60 total number checked as having voted. Such return shall be on a form
 61 prescribed by the Secretary of the State.

This act shall take effect as follows:	
Section 1	<i>from passage</i>

Statement of Purpose:

To encourage municipalities to electronically transmit election results to the Secretary of the State's office in order to have more timely returns.

[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]